IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4919 OF 2004

IN

CRIMINAL APPLICATION NO. 4040 OF 2004

Shri Pradeep Oza ... Applicant

versus

The State of Maharashtra ... Respondent

...

Mr. J.P. Singh, for the Applicant.

Mr. S.R. Shinde, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR,J.

22nd November 2004

P.C.:

. Heard Counsel for the parties. The limited purpose for which this application has been filed is that the Applicant apprehends that the observation made in the order dated October 5, 2004, would conclude the issue against the Applicant as was raised before this Court. This submission is misplaced. The opinion recorded in the order dated October 5, 2004, is only in the

context of considering the prayer for quashing of the proceedings. In other words, it will be open to the Applicant to take up any plea as may be permissible by law, which will be considered by the trial Court in accordance with law. Counsel for the Respondent has no objection. Application disposed of on the above terms.

(A.M.KHANWILKAR,J.)